

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**SPECIAL CIVIL APPLICATION No. 8348 of 1996****For Approval and Signature:****HONOURABLE MR.JUSTICE M.R. SHAH**

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- 1 Whether Reporters of Local Papers may be allowed to see the judgment ?
 - 2 To be referred to the Reporter or not ?
 - 3 Whether their Lordships wish to see the fair copy of the judgment ?
 - 4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?
 - 5 Whether it is to be circulated to the civil judge ?

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JK MAJMUDAR - Petitioner(s)
Versus
STATE OF GUJARAT & 6 - Respondent(s)

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Appearance :

MR MUKUND M DESAI for Petitioner(s) : 1,
M/S PATEL ADVOCATES for Respondent(s) : 1, 7,
NOTICE SERVED for Respondent(s) : 2 - 6.

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH**Date : 02/11/2006****ORAL JUDGMENT**

By way of this petition under Article 226 of the Constitution of India, the petitioner has prayed for an appropriate order directing the respondents to release the pensionary benefits available to the petitioner

including commutation of pension and gratuity amount.

Today when the matter is called out, Ms Archana Raval, learned AGP has produced one communication dated 1-11-2006 along with the order sanctioning the pension which is directed to be taken on record. It is also submitted by her that the petitioner has been paid retirement benefits inclusive of gratuity etc.

In view of the above, no further order is required to be passed by this Court, as cause would not survive in view of the payment of retirement benefits during the pendency of the present Special Civil Application. Hence, this petition is accordingly disposed off. Rule discharged. No costs.

(M.R.SHAH, J.)

shekhar/-